



April 14, 2017

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Re: *OFCCP v. Oracle America, Inc.*  
OALJ Case No. 2017-OFC-00006

Mr. Garcia:

We are in receipt of your April 11, 2017 letter, in which you raise two issues related to Oracle's responses and objections to OFCCP's first and second sets of requests for production of documents.

#### **Demand for Responses to 52 Requests for Production**

We disagree with your statement that my April 5 letter failed to clarify whether Oracle will be producing documents in response to 52 of OFCCP's document requests. (Set #1: Nos. 8, 27-29; Set #2: Nos. 31, 33, 35-36, 38-40, 42-46, 48-51, 54, 57-61, 64-89.) Please refer to page 6 of that letter, which explains that for the reasons stated in the general objections and responses specific to each request, Oracle does not intend to produce documents in response to any request unless its responses affirmatively state that it will be producing responsive documents. Oracle has objected to each of the requests identified in the above parenthetical, and has not indicated it intends to produce documents. Therefore, based upon its objections, Oracle does not intend to produce documents in response to those requests. Additionally, and as mentioned in my previous correspondence, Oracle is willing to meet and confer regarding each of these specific requests.

#### **Provision of Cited Decisions**

Oracle will provide OFCCP with cited decisions that are not publicly available where possible; although we assume OFCCP has access to non-public OFCCP decisions. We note that your letter contends that Oracle cited but failed to provide a copy of *OFCCP v. Volvo GM Heavy Trucks*, 1996-OFC-2 (ALJ, April 27, 1998). OFCCP's March 27, 2017 letter first cited the *Volvo* decision as support, and we cited it in our response. OFCCP did not provide the decision, but we assumed that you have the decision already. Please find a copy of the *Volvo* decision attached as **Exhibit A**. *OFCCP v. City Public Serv. of San Antonio* and *OFCCP v. Prudential Ins. Co.* are attached hereto as **Exhibits B and C**, respectively. *OFCCP v. Mississippi Power Co.* and *OFCCP v. Am. Airlines, Inc.* are



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cited in OFCCP's deskbook. We assume you have that as well, but if not, it is available at the following link:

[https://www.oalj.dol.gov/PUBLIC/OFCCP/REFERENCES/REFERENCE\\_WORKS/OFCCP\\_DESKBOOK.HTM](https://www.oalj.dol.gov/PUBLIC/OFCCP/REFERENCES/REFERENCE_WORKS/OFCCP_DESKBOOK.HTM).

Your closing notes that you'll be in a position to more fully respond with the information provided here. We look forward to hearing from you.

Sincerely,

A handwritten signature in black ink, appearing to read "J.R. Riddell", with a large, stylized flourish on the left side.

J.R. Riddell  
cc: Erin Connell  
Gary R. Siniscalco